

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

HEADWATER RESEARCH LLC,

Plaintiff,

v.

AT&T SERVICES, INC., AT&T MOBILITY,
LLC, and AT&T CORP.,

Defendants.

Civil Action No. 2:23-CV-00397-JRG-RSP

**JOINT MOTION TO RESCHEDULE THE HEARING ON
DEFENDANTS' MOTION FOR SANCTIONS UNDER RULE 37(E)(1) (DKT. 118)
TO COINCIDE WITH THE PRETRIAL CONFERENCE**

Plaintiff Headwater Research LLC (“Headwater” or “Plaintiff”) and Defendants AT&T Services, Inc., AT&T Mobility, LLC, and AT&T Corp.¹ (collectively, “AT&T”) (all together, the “Parties”) respectfully request that the Court reschedule the hearing on AT&T’s Motion for Sanctions Under Rule 37(e)(1) (Dkt. 118, “AT&T Motion”), currently set for June 3, 2025, to coincide with the Pretrial Conference currently set for June 6, 2025. The Parties would show the Court as follows:

The Parties represent that good cause exists for rescheduling the June 3 hearing on the AT&T Motion to coincide with the June 6 Pretrial Conference. It would be highly efficient for the Court and the Parties to schedule these for the same day, which would free up on the Court’s calendar the existing June 3 slot for the hearing on the AT&T Motion. The Parties also expect there to be ample time on June 6 for the Court to hear argument on the AT&T Motion in addition

¹ The Parties have filed a Joint Stipulation substituting AT&T Corp. with its successor-in-interest AT&T Enterprises, LLC, following a corporate restructuring of AT&T Corp. Dkt. 218.

to the Pretrial Conference disputes, including because certain exhibit and motion *in limine* disputes involve issues that overlap with the AT&T Motion. In addition, the Court will hear argument on certain related issues in the Verizon and T-Mobile cases (Nos. 2:23-cv-00352-JRG-RSP and 2:23-cv-00379-JRG-RSP) on May 29 and 30, 2025, which may inform the parties' arguments and the Court's decisions on the AT&T Motion and the Parties' Pretrial Conference disputes.

Accordingly, the Parties respectfully request that the Court grant this Joint Motion and reschedule the hearing on the AT&T Motion (currently set for June 3, 2025) to coincide with the Pretrial Conference scheduled for June 6, 2025.

Dated: May 27, 2025

/s/ Marc Fenster

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Respectfully submitted,

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Mobility LLC, and AT&T Services, Inc.*

CERTIFICATE OF CONFERENCE

I hereby certify that counsel for Defendants conferred with counsel for Plaintiff and that this is a Joint Motion.

/s/ Marc Fenster
Marc Fenster

CERTIFICATE OF SERVICE

I hereby certify that on May 27, 2025, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

/s/ Marc Fenster
Marc Fenster